



General Assembly

Amendment

January Session, 2005

LCO No. 6846

SB0112406846SR0

Offered by:

SEN. FREEDMAN, 26th Dist.

To: Subst. Senate Bill No. 1124

File No. 608

Cal. No. 444

***"AN ACT CONCERNING THE CUSTODY OF REMAINS OF
DECEASED PERSONS."***

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 19a-296 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2005*):

5 (a) Cemetery associations shall be organized in accordance with the
6 provisions of sections 33-1025 to 33-1047, inclusive, and shall not be
7 conducted for the purposes of speculation in cemetery lots and
8 property, or for private gain, either directly or indirectly, to any of the
9 members of any such association; and land for the enlargement of a
10 cemetery may be taken in accordance with the provisions of section 48-
11 18.

12 (b) The board of directors or board of trustees of any cemetery
13 association shall hold an annual meeting of the association. At such
14 annual meeting, the board shall accept an annual financial statement

15 that shall contain an accounting of income and expenses of the
16 cemetery association for the preceding fiscal year and an accounting of
17 assets owned by the association. Such financial statement shall be
18 included in the minutes of the annual meeting at which such financial
19 statement was accepted. The board shall retain the minutes of such
20 annual meeting for a period of not less than twenty years after such
21 meeting.

22 (c) No officer, director or trustee of a cemetery association may
23 serve as an officer, director or trustee of any company that manages or
24 operates any aspect of the cemetery.

25 (d) Any interested party may petition the probate court for the
26 district within which the cemetery owned or controlled by a cemetery
27 association is located to require disclosure of the minutes of an annual
28 meeting of the cemetery association including any financial statement
29 required to be included in such minutes. The court may, after hearing,
30 with notice to all interested parties, grant the petition and require
31 disclosure of such minutes for such periods of time as it determines are
32 reasonable and necessary on finding that: (1) The petitioner has an
33 interest in the minutes sufficient to warrant disclosure, and (2) the
34 petition is not for the purpose of harassment."